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January 22, 2004

Via Facsimile Transmission

William Boltrek III, Esq.
Arthur J. Smith, Esq.
Baxter & Smith, P.C.
125 Jericho Turnpike, Suite 302
Jericho, New York 11753

Re: Tesoriero, et al v. Syosset Central School District and Thomas Casey

Dear Mr. Boltrek and Mr. Smith:

This is a follow-up to my letter to Mr. Boltrek yesterday and a further attempt to complete discovery in this matter without further Court intervention. This morning I received defendant Casey's response to the document request I had served on him. This response, which includes a list of documents that the School District included on a privilege log prepared in the context of the 3020-a case against Casey, confirms that in fact the School District has failed to produce substantial relevant evidence which has previously been requested and has previously been ordered by the Court to be produced. These documents were never included on a privilege log in this action and are in fact not privileged insofar as they consist of notes and tape recordings made in the course of the 3020-a investigation and should be produced without further delay.

For your ease of reference I annex the 3020-a privilege log and circle the documents which must be produced. However, I expect you to undertake a good faith analysis and review of the documents in the possession custody and control of the School District, including its attorneys at the Rains & Pogrebin firm and produce all relevant, non-privileged documents so that we can proceed with the depositions of Dr. Streitman and Mr. Casey any day next week. Please advise.

Very truly yours,

A handwritten signature in cursive script, appearing to read 'LR Kretzing', is written over the typed name 'LAUREL R. KRETZING'.

LAUREL R. KRETZING

LRK/jlr

cc: Thomas Liotti, Esq.

Via Facsimile Transmission

PRIVILEGE LOG


	TYPE OF DOCUMENT	GENERAL SUBJECT MATTER	DATE OF DOCUMENT	AUTHOR OF DOCUMENT	PRIVILEGE(S) ASSERTED
1.	Notes	Meetings with Kr. T. and Ka. T.	February 2, 2001 - September 11, 2001	Dr. Linda Fazio	FERPA
2.	Notes	Time table of events re: T. matter.	April 17, 2001 - September 10, 2001	Richard Collins	FERPA
3.	Notes	Conversations with Dr. Linda Fazio and Michael T. re: Ka. T and Kr. T.	April 19, 2001	Richard Collins	FERPA
4.	Notes	Attorney's notes re: conference call with Dr. Jeffrey B. Streitman and Dr. Jorge Schneider.	September 10, 2001	Richard K. Zuckerman, Esq.	work product, attorney-client privilege
5	Notes	Meeting with Dr. Jorge Schneider and Ka. T.	September 10, 2001	Dr. Stephanie Kaley	FERPA
6	Notes	Meeting with Dr. Jorge Schneider and Ka. T.	September 10, 2001	Dr. Stephanie Kaley	FERPA
7	Notes	Meeting with Dr. Jorge Schneider and Ka. T.	September 10, 2001	Dr. Stephanie Kaley.	FERPA
8	Faxed letter	Draft settlement agreement re: Thomas Casey.	November 6, 2001	Richard K. Zuckerman, Esq.	attorney-client, work product
	Pleading	Verified Notice of Claim.	November 7, 2001	Michael T., Laurene T., Laurel Kretzing, Esq., William Englander, Esq.	FERPA
10	Faxed letter	§ 50-h examination in the T. matter.	November 14, 2001	Richard K. Zuckerman, Esq.	attorney-client, work product
11	Faxed letter	Notice of Claim filed by the T. family.	November 15, 2001	Richard K. Zuckerman, Esq.	attorney-client, work product
12	Letter	§ 50-h examination in the T. matter.	November 15, 2001	Dr. Carole G. Hankin	attorney-client, work product
13	Pleading	Demand for § 50-h examination.	November 16, 2001	Richard K. Zuckerman, Esq.	FERPA
14	Transcript	§ 50-h examination transcript of Michael T. and Laurene T.	December 11, 2001	N/A	FERPA
15	Faxed letter	T.s' § 50-h examinations.	December 13, 2001	Richard K. Zuckerman, Esq.	attorney-client, work product
16	Faxed letter	T.'s demand to settle the matter.	December 21, 2001	Richard K. Zuckerman, Esq.	attorney-client, work product
17	Memo	Thomas Casey § 3020-a charges.	December 21, 2001	Dr. Jeffrey B. Streitman	work-product
18	Faxed letter	Thomas Casey § 3020-a charges.	January 3, 2002	Richard K. Zuckerman, Esq.	attorney-client, work product

1	Notes.	Preparation notes for interviews of Richard Collins, Dr. Jorge Schneider, Dr. Linda Fazio, Dr. Stephanie Kaley, Michale Dolley, Laurie Haubrich.	January 11, 2002	Richard K. Zuckerman, Esq.	work product
20	Notes	Attorney's investigation/interview of Dr. Stephanie Kaley.	January 11, 2002	Richard K. Zuckerman, Esq.	work product
21	Notes	Attorney's investigation/interview of Dr. Laurie Haubrich.	January 11, 2002	Richard K. Zuckerman, Esq.	work product
22	Notes	Attorney's investigation/interview of Dr. Linda Fazio.	January 11, 2002	Richard K. Zuckerman, Esq.	work product
23	Notes	Attorney's investigation/interview of Richard Collins.	January 11, 2002	Richard K. Zuckerman, Esq.	work product
24	Notes	Attorney's investigation/interview of Dr. Jorge Schneider.	January 11, 2002	Richard K. Zuckerman, Esq.	work product
25	Notes	Attorney's investigation/interview of Michael Dolley.	January 11, 2002	Richard K. Zuckerman, Esq.	work product
26	Faxed letter	§ 3020-a procedures.	January 29, 2002	Richard K. Zuckerman, Esq.	attorney-client, work product
27	Letter	Interview of Dr. Jorge Schneider and Richard Collins.	January 29, 2002	Richard K. Zuckerman, Esq.	attorney-client, work product
28	Draft letter	Casey § 3020-a.	January 29, 2002	Richard K. Zuckerman, Esq. and Julie A. Torrey, Esq.	work product
29	Letter and Pleading	Letter re: § 50-h examination and attached demand for § 50-h examination.	January 29, 2002	Sharon N. Berlin, Esq.	FERPA
30	Notes	Notes by Dr. Laurie Haubrich re: Thomas Casey and Mr. and Mrs. T., Ka. T., Kr. T. and recommendation form.	January 29, 2002	Dr. Laurie Haubrich	work product, FERPA
31	Transcript	§ 50-h examination transcript of Kr. T.	March 6, 2002	N/A	FERPA, GML §50-h(3)
32	Transcript	§ 50-h examination transcript of Ka. T.	March 6, 2002	N/A	FERPA, GML §50-h(3)
33	E-mail	Casey/insurance coverage.	March 19, 2002	Richard K. Zuckerman, Esq.	attorney-client
34	E-mail	Insurance coverage and T. § 50-h examination transcripts.	March 20, 2002	Jeanette Perrotta	attorney-client
35	E-mail	Insurance coverage and T. § 50-h examination transcripts.	March 20, 2002	Richard K. Zuckerman, Esq.	attorney-client
36	Faxed letter	Casey § 3020-a pre-hearing conference.	April 15, 2002	Richard K. Zuckerman, Esq.	attorney-client
37	E-mail	Casey § 3020-a pre-hearing conference.	April 24, 2002	Richard K. Zuckerman, Esq.	attorney-client

38	Letter	Casey § 3020-a.	May 29, 2002	Alyce H. Goodstein, Esq.	attorney-client, work product
39	Notes	T. § 50-h issues.	Undated	Sharon N. Berlin, Esq.	work product
40	Notes	T. § 50-h issues.	Undated	Richard K. Zuckerman, Esq.	work product
41	Notes	Legal pad re: T. matter.	Undated	Richard K. Zuckerman, Esq.	work product
42	Notes	Legal pad re: T. matter.	Undated	Sharon N. Berlin, Esq.	work product
43	Notes	Legal pad re: Ka. T. and Kr. T.	Undated	Sharon N. Berlin, Esq.	work product
44	Notes	T. § 50-h outline.	Undated	Sharon N. Berlin, Esq.	work products
45	Notes	Meeting with Richard K. Zuckerman, Esq. Re: T. matter and notes re: Casey § 3020-	Undated	Alyce H. Goodstein, Esq.	work product
46	Audio tapes.(2)	Interviews by Richard K. Zuckerman, Esq. of Dr. Laurie Haubrich, Richard Collins, Dr. Jorge Schneider, Dr. Linda Fazio and Dr. Stephanie Kaley.	Undated	N/A	work product
47	Notes	Things to do list re: T. Notice of Claim.	Undated	Sharon N. Berlin, Esq.	work product

Dated: Mineola, New York
June 17, 2002

Yours, etc.,


By: Richard K. Zuckerman
RAINS & POGREBIN, P.C.
Attorneys for Complainant
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Alyce H. Goodstein, Esq.
Of Counsel

TO: Conrad W. Lower, Esq.
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Attorney for Respondent
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SENDER: Laurel R. Kretzing, Esq.

OUR FILE NO.: 37879

MATTER: Tesoriero v. Syosset CSD and Thomas Casey

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SENDER: Laurel R. Kretzing, Esq.

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